

**FairPoint Communications, Inc.**  
**State of New Hampshire**  
**Docket No. DT 07-011**

**Respondent:** Walter E. Leach, Jr.  
**Title:** Executive Vice President,  
Corporate Development

**REQUEST:** Office of Consumer Advocate  
Group I, Set 1

**DATED:** April 5, 2007

**ITEM:** OCA 1-58 Provide all documents reviewed, written, or developed by FairPoint concerning the establishment or evaluation of the amount of debt and debt issuance related to the proposed transaction. Provide documents that relate to such things as the financial risk associated with the debt issuance, plans for use of the funds, and any justification for the use of those funds.

**REPLY:** **OBJECTION:** FairPoint objects to Data Request 1-58 on the grounds that it is vague, overbroad and unduly burdensome. In addition, the information sought through this data request is not reasonably calculated to lead to the discovery of admissible evidence and that the data request seeks information prior to 2003. The OCA may have access to publicly available information in the same manner as so made available to the general public. [Objection served April 13, 2007.]

Without waiving its objection, based on discussions with the OCA during the week of April 18, 2007, FairPoint has agreed to respond to this Data Request and responds as follows: The requested information does not exist in written format. FairPoint's management and Board of Directors decided, based on numerous factors, the best way to capitalize the proposed transaction. The final amount of debt to be issued related to the proposed transaction is a result of the negotiated structure, asset value, and leverage tolerance. Please also see the prefiled direct testimony of Walter E. Leach, Jr., and the financial information.